## Case 1:05-cv-11780-DPW Document 17 Filed 05/16/2006 Page 1 of 2 UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

| WESTPORT INSURANCE                   | )      |                            |
|--------------------------------------|--------|----------------------------|
| CORPORATION                          | ,<br>} |                            |
| v.                                   | )      |                            |
| RICHARD C. HEIDLAGE; KOTIN,          | )      |                            |
| CRABTREE AND STRONG, LLP;            | )      |                            |
| CHARLES N. ZALIS, individually;      | Ś      | Case No. 05CV11780NMG      |
| CHARLES N. ZALIS, in his capacity as | Ś      | 5456 110. 05C V 1176014IMO |
| General Partner of the CHARLES N.    | Ś      |                            |
| ZALIS FAMILY LIMITED PARTNERSHIP:    | )      |                            |
| and NORTH AMERICAN                   | )      |                            |
| UNDERWRITING MANAGERS, INC.          | )      |                            |
|                                      |        |                            |

## CERTIFICATION OF WESTPORT INSURANCE CORPORATION PURSUANT TO LOCAL RULE 16.1(D)(3)

The undersigned hereby certifies, pursuant to Rule 16.1(D)(3) of the Local Rules of the United States District Court for the District of Massachusetts, that they have conferred (a) with a view to establishing a budget for the costs of conducting the full course - and various alternative courses - of the litigation; and (b) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

WESTPORT INSURANCE CORPORATION By

Name: Ellen A. McCarthy, Title: Sr. Clown Specialis

Ellen & Milauty

Its Attorneys,

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- and -

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